

1           **WILCOXEN, CALLAHAN, MONTGOMERY & DEACON**

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7           Attorneys for Plaintiffs

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9           **IN THE UNITED STATES DISTRICT COURT FOR THE**  
10           **EASTERN DISTRICT OF CALIFORNIA**

11           RATOMIR POPESKOVICH and  
12           BRANISLAVA POPESKOVICH, THE  
13           ESTATE OF DEJAN POPESKOVICH,  
14           DECEASED by and through his heirs,  
15           RATOMIR POPESKOVICH and  
16           BRANISLAVA POPESKOVICH,

17           Plaintiffs,

18           V  
19           CANTEX, INC., REXEL NORCAL VALLEY,  
20           INC., NEW YORK REXEL, INC., AND DOES  
21           1100.

22           Defendants.

23           Case No. 2:05-CV-00732-WBS-KJM

24           **STIPULATION TO CONTINUE  
25           HEARING ON PLAINTIFF'S MOTION  
26           TO REMAND ACTION TO STATE  
27           COURT AND MOTION TO AMEND  
28           COMPLAINT FROM JUNE 13, 2005 TO  
29           JULY 25, 2005 AND ORDER THEREON**

30           **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

31           **WHEREAS**, the parties to this litigation desire to continue the hearing on Plaintiff's Motion  
32           to Remand Action to State Court for Procedural and Jurisdictional Defects in the Removal of This  
33           Case and Permission to Join Known Defendants and Plaintiff's Motion to Amend the Complaint.

34           **AGREEMENT AND STIPULATION:**

35           By their duly authorized agent's signature herein below, the parties to this lawsuit agree to  
36           continue the hearing on plaintiff's motion to remand action to state court and motion to amend  
37           complaint from June 13, 2005 to July 25, 2005.

38           **IT IS SO STIPULATED.**

WILCOXEN CALLAHAN MONTGOMERY & DEACON

1 Date: \_\_\_\_\_

**WESTON HERZOG**

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4 Jonathon J. Herzog  
5 Attorney for Defendant, New York Rexel, Inc.;  
6 Summers Group, Inc., dba Rexel Norcal Valley  
7 Co. Ltd.

8 Date: \_\_\_\_\_

**CARROLL, BURDICK & McDONOUGH**

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11 Bertrand LeBlanc, II  
12 Attorney for Cantex, Inc.  
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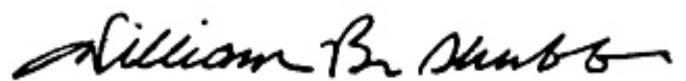
Date: \_\_\_\_\_

**WILCOXEN, CALLAHAN, MONTGOMERY  
& DEACON**

Gary B. Callahan  
Attorney for Plaintiffs Crane and Porter

**IT IS SO ORDERED,**

**DATE: June 2, 2005**



WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE